

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LEXINGTON MSA LIMITED)
PARTNERSHIP FOR ISSUANCE OF A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO CONSTRUCT AN)
ADDITIONAL CELL SITE IN LEXINGTON)
KENTUCKY FOR THE PROVISION OF)
DOMESTIC PUBLIC CELLULAR RADIO)
TELECOMMUNICATIONS SERVICE TO THE)
PUBLIC IN THE LEXINGTON MSA)

CASE NO. 94-237

O R D E R

On June 30, 1994, the Commission received the attached letter from Percy H. and Viola D. Brown. The Browns either own or occupy property within 500 feet of the proposed cellular telecommunications facility to be located at 1100 Armstrong Mill Road.

IT IS THEREFORE ORDERED that:

1. Lexington MSA Limited Partnership, d/b/a BellSouth Mobility ("BellSouth Mobility") shall respond to the Browns' questions by certified letter, within 10 days of the date of this Order.

2. BellSouth Mobility shall file a copy of the certified letter and dated receipt, within 7 days of the date on the receipt.

Done at Frankfort, Kentucky, this 12th day of July, 1994.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

RECEIVED

JUN 30 1994

PUBLIC SERVICE
COMMISSION

3748 Bates Creek Road
Lexington, Kentucky 40517
June 23, 1994

Executive Director's Office
Public Service Commission of Kentucky
P.O. Box 615
Frankfort, Kentucky 40602

To Whom It May Concern:

This letter is in reference to Case No. 94-237. We are the owners of several tracts of land near 1100 Armstrong Mill Road, Lexington, Fayette County, Kentucky. One of these tracts located at 3708 Bates Creek Road adjoins 1100 Armstrong Mill Road. I have read the Public Notice, which I received in the mail, with great concern. The notice is vague and does not state exactly where the Cell Site or the 190 foot freestanding tower will be located on the property at 1100 Armstrong Mill Road. I do have concerns, for example, what is meant by "my right to intervene in this matter?" I am sure that I will have additional questions when further information is made known to me.

I look forward to your response.

Sincerely,

Percy H. Brown

Viola D. Brown